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FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

THE SECRETARY - ROOM 222

22 MAR 1993

IN REPLY REFER TO:

7330-7/179746

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable Bill Goodling
Member, House of Representatives
2020 Yale Avenue
Camp Hill, Pennsylvania 17011

Dear Congressman Goodling:

This is in reply to your letter of March 3, 1993, in which you inquired on behalf of your constituent, Paul E. Nye, Sr., regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Your constituent is specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your constituent's concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Your constituent's letter will be included in the record of the proceeding. We expect final rules to be issued in 1994.

Sincerely,



Richard J. Shiben
Chief, Land Mobile & Microwave Division
Private Radio Bureau

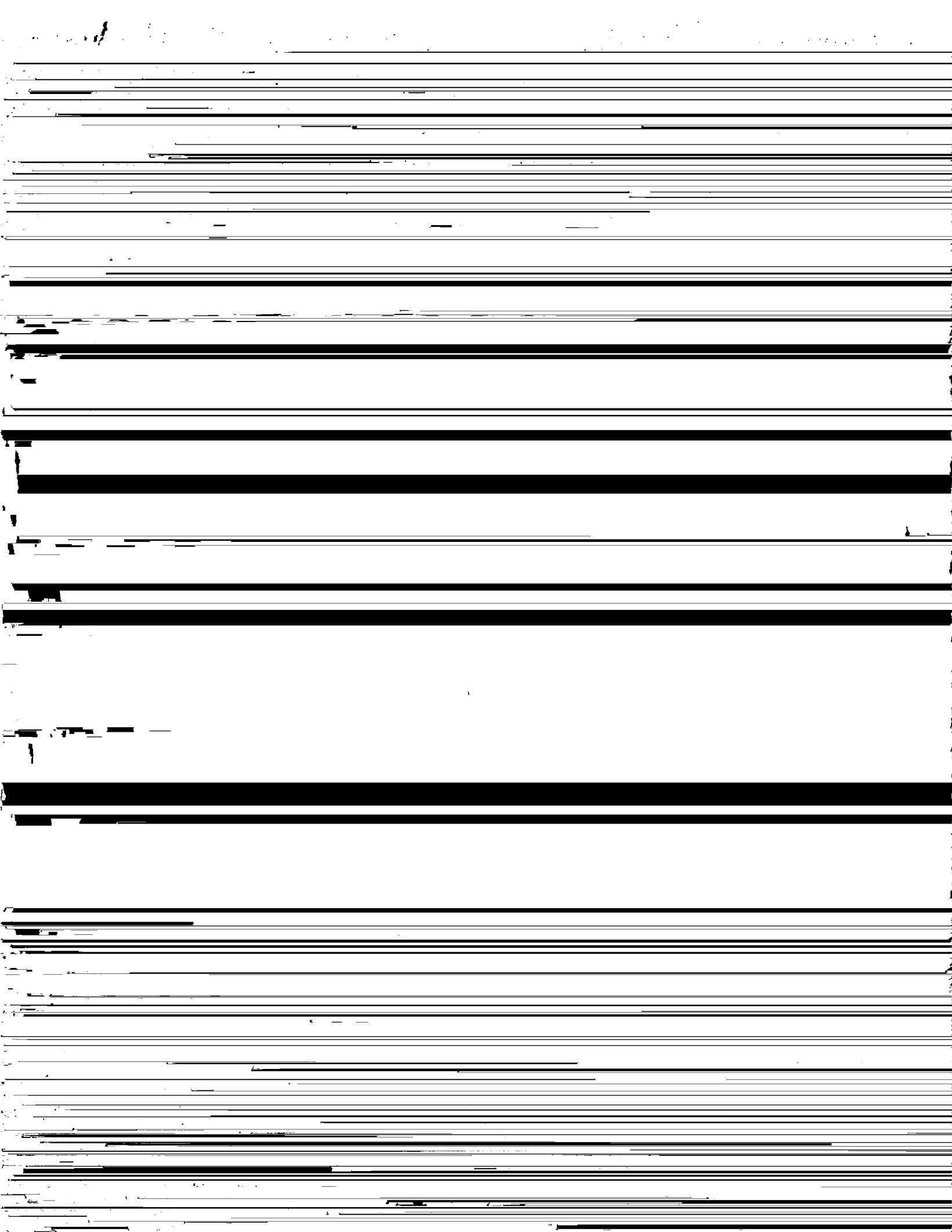
Enclosures
cc:

CNTL NO - 9301133

Chief, PR Bureau
Chief, LM&M Division
Docket Files, Room 222
P&P Branch File (Pink)

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BILL GOODLING
9TH DISTRICT, PENNSYLVANIA

TOLL FREE DISTRICT NUMBER:
800-632-1811

RANKING MINORITY
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Congress of the United States
House of Representatives
Washington, DC 20515-3819

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2020 YALE AVENUE
CAMP HILL, PA 17011-5456

44 FREDERICK STREET
HANOVER, PA 17331-3598

March 3, 1993

Federal Communications Commission
Office of Congressional
and Public Affairs
1919 M St., N.W.
Washington, D.C. 20554

Dear Sir:

The attached communication is sent for your consideration.
Please investigate the statements contained therein and forward me
the necessary information for reply, returning the enclosed
correspondence with your answer.

Please forward your response to the following address:

Congressman Bill Goodling
2020 Yale Avenue
Camp Hill, Pennsylvania 17011

Sincerely,

BILL GOODLING
Member of Congress

WFG/blt

FEB 24 1993

February 22, 1993

The Honorable William Goodling
2020 Yale Avenue
Camp Hill, PA 17011

Dear Representative Goodling:

I have been interested in aviation for as long as I can remember, and am very active in a local club whose members enjoy constructing and operating radio controlled model airplanes.

I am very concerned about proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model use and increase the risk of accidents and attendant liability for controlling model airplanes.

Our radio control frequencies are in the 72 - 76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

Now the FCC wants to create more land mobile frequencies by splitting them into narrower bandwidths and rearranging the band plan. As a result, many land mobile frequencies will move closer to the radio control frequencies and cause interference to radio control operations. I am told that of the 50 frequencies that are presently available for radio control of model airplanes, only 19 frequencies will be left if these new rules are adopted.

When we fly our model airplanes under radio control, we go to great lengths to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

Please understand that many model airplanes have wing spans

injury, even death if radio interference causes the operator to lose control of the craft. We often fly our models at organized events and contests where hundreds of operators participate. We need the use of our full complement of radio frequencies in order to assure a safe flying environment.

I do not think it is wise of the FCC to seek to improve the operating conditions of land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have a considerable investment in our models and in our radio equipment. The hobby provides many hours of enjoyment to thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposals for the 72-76 MHz band.

Sincerely,

A handwritten signature in cursive script, appearing to read "Paul E. Nye, Sr.", written in dark ink.

Paul E. Nye, Sr.